

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
	:	
v.	:	DATE FILED _____
	:	
CHARLES DUKES	:	VIOLATIONS:
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute 5 grams or more of
	:	cocaine base – 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute 500 grams or more of
	:	cocaine – 1 count)
	:	18 U.S.C. § 924(c) (possession of a firearm
	:	in furtherance of a drug trafficking
	:	crime – 1 count)
	:	18 U.S.C. § 922(g)(1) (convicted felon
	:	in possession of a firearm – 1 count)
	:	Notices of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about August 16, 2006, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

CHARLES DUKES

knowingly and intentionally possessed with intent to distribute 5 grams or more, that is,
approximately 38.6 grams, of a mixture and substance containing a detectable amount of cocaine
base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 16, 2006, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

CHARLES DUKES

knowingly and intentionally possessed with intent to distribute 500 grams or more, that is,
approximately 655 grams, of a mixture and substance containing a detectable amount of cocaine,
a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 16, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHARLES DUKES

possessed a firearm, that is, a Smith & Wesson handgun with serial number 47k4253, loaded with six live rounds of ammunition, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 16, 2006, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

CHARLES DUKES,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Smith & Wesson handgun with serial number 47k4253, loaded with six live rounds of ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 21, United States Code, Section 841(a)(1), set forth in this indictment, defendant

CHARLES DUKES

shall forfeit to the United States of America:

(a) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offense, including, but not limited to:

- (i) a Smith & Wesson handgun with serial number 47k4253;
and
- (ii) the six live rounds of ammunition removed from the firearm described in Paragraph (i) above;

(b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offense, including, but not limited to, the sum of \$3,130 and a cell phone that was taken from the defendant at the time of his arrest.

All pursuant to Title 21, United States Code, Section 853.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

_____ As a result of the violations of Title 18, United States Code, Sections 922(g)(1) and 924(c), set forth in this indictment, defendant

CHARLES DUKES

shall forfeit to the United States of America the firearm and ammunition involved in the commission of these offenses, including, but not limited to:

- (a) a Smith & Wesson handgun with serial number 47k4253; and
- (b) the six live rounds of ammunition removed from the firearm described in Paragraph (a) above.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

_____ **A TRUE BILL:**

_____ **FOREPERSON**

PATRICK L. MEEHAN
UNITED STATES ATTORNEY